

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION**

At a session of the Public Service
Commission held at its office in
Jefferson City on the 22nd day of
June, 2016.

In the Matter of the)	
Transfer of Customers of)	File No. TM-2016-0309
TNCI Operating Company, LLC to)	
Matrix Telecom, LLC)	

ORDER DISMISSING APPLICATION

Issue Date: June 22, 2016

Effective Date: July 6, 2016

The Missouri Public Service Commission is granting Staff's *Motion to Dismiss*¹ ("motion") the *Petition for Leave to Transfer and Cancellation of Certificate* ("application").²

The application asks the Commission's permission to transfer customers from TNCI Operating Company, LLC to Matrix Telecom, LLC. The application does not cite any authority requiring such permission. The motion cites Section 392.300, RSMo 2000, which addresses any transfer of telecommunications company assets. But the motion also cites Section 392.420, RSMo Supp. 2013, and Section 392.611, RSMo Supp. 2014, which remove any Commission authority to grant or deny permission for the transfer of customers as proposed in the application. The Commission received no response to the motion within the time set by order.³

¹ Electronic Filing and Information System ("EFIS") No. 3 (May 25, 2016).

² EFIS No. 1 (May 18, 2016).

³ EFIS No. 4 (May 25, 2016).

Pursuant to Sections 392.420 and 392.611, RSMo, the Commission can neither grant nor deny the authorization requested in the application. Therefore, the Commission will grant the motion and dismiss the application.

THE COMMISSION ORDERS THAT:

1. The *Motion to Dismiss* is granted.
2. The *Petition for Leave to Transfer and Cancellation of Certificate* is dismissed.
3. This order shall be effective on July 6, 2016.
4. This file shall close on July 7, 2016.



BY THE COMMISSION

A handwritten signature in dark ink, reading "Morris L. Woodruff".

Morris L. Woodruff
Secretary

Hall, Chm., Stoll, Kenney,
Rupp, and Coleman, CC., concur.

Jordan, Senior Regulatory Law Judge